

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

Crawford

I move that House Bill 1001 be amended to read as follows:

- 1 Page 17, between lines 20 and 21, begin a new line block
- 2 indented and insert:
- 3 **"FOR THE STATE EMPLOYEES APPEALS COMMISSION".**
- 4 Page 49, between lines 35 and 36, begin a new line block
- 5 indented and insert:
- 6 **"The Indiana higher education telecommunications system shall**
- 7 **administer the I-Light 2-Black Fiber project.".**
- 8 Page 50, between lines 35 and 36, begin a new line block
- 9 indented and insert:
- 10 **"In addition to the above appropriation from the public mass**
- 11 **transportation fund, the increase in the deposits to the public**
- 12 **transportation fund resulting from the amendment of IC 6-2.5-10-1**
- 13 **by this act are appropriated for public mass transportation, total**
- 14 **operating expenses in the year the additional amount is deposited.**
- 15 **Any unencumbered amount remaining from this appropriation at**
- 16 **the end of a state fiscal year remains available in subsequent state**
- 17 **fiscal years for the purposes for which it is appropriated.".**
- 18 Page 55, between lines 41 and 42, begin a new line blocked
- 19 left and insert:
- 20 **"The auditor of state shall transfer thirty million dollars**
- 21 **(\$30,000,000) from the Indiana Medicaid reserve account to the**
- 22 **state general fund before July 1, 2008. The transferred amount**
- 23 **shall be used to fund the above appropriations.".**
- 24 Page 56, between lines 31 and 32, begin a new line and insert:

"General Fund

Total Operating Expense 2,500,000
2,500,000".

Page 61, between lines 12 and 13, begin a new line block indented and insert:

"The foregoing appropriations for C.H.O.I.C.E. In-Home Services do not revert to the state general fund or any other fund at the close of any state fiscal year but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years."

Page 61, line 29, delete "\$233,000" and insert **"three hundred thirty-three thousand dollars (\$333,000)".**

Page 70, line 23, delete "26,825,043" and insert **"25,197,033".**

Page 70, delete line 33, begin a new line and insert:

"Total Operating Expenses 18,206,917
18,356,970".

Page 71, delete line 4, begin a new line and insert:

"Total Operating Expenses 1,562,954
1,593,213".

Page 71, delete line 6, begin a new line and insert:

"Total Operating Expenses 1,441,882
1,469,658".

Page 71, delete line 8, begin a new line and insert:

"Total Operating Expenses 2,027,273
2,066,819".

Page 71, delete line 14, begin a new line and insert:

"Total Operating Expenses 1,521,769
1,551,205".

Page 71, delete line 16, begin a new line and insert:

"Total Operating Expenses 1,804,667
1,839,761".

Page 71, line 26, delete "22,450,049" and insert **"20,670,754".**

Page 72, delete lines 11 through 12.

Page 72, line 18, delete "28,131,118" and insert **"23,416,118".**

Page 72, line 26, delete "88,962" and insert **"0".**

Page 73, delete line 14, begin a new line and insert:

"Total Operating Expense 100,635
102,648

NEW MANUFACTURING ECONOMY
INITIATIVE

Total Operating Expense 5,000,000
5,000,000".

Page 73, line 22, delete "11,706,740" and insert **"9,491,580".**

Page 73, between lines 24 and 25, begin a new line and insert:

"STEM EDUCATION PROGRAM

Total Operating Expense 500,000
1,250,000".

Page 73, between lines 28 and 29, begin a new line and insert:

"ENTREPRENEURIAL COLLEGE

Total Operating Expense 0

1,000,000".

Page 73, line 34, delete "6,375,082" and insert "**6,197,157**".

Page 73, line 38, delete "23,077,786" and insert "**19,768,389**".

Page 73, delete line 47, begin a new line and insert:

"Total Operating Expense 4,827,208

4,972,024".

Page 81, delete line 40, begin a new line and insert:

"Total Operating Expense 2,165,635,334

2,262,190,210".

Page 81, line 47, delete "2005" and insert "**2007**".

Page 83, between lines 29 and 30, begin a new line block indented and insert:

"The above appropriations shall be expended to implement full-day kindergarten programs on the following schedule:

(1) Beginning with the 2007-2008 school year, each school corporation shall offer a full-day kindergarten program for each kindergarten student who is eligible to receive a free or reduced price lunch under the national school lunch program.

(2) Beginning with the 2008-2009 school year, each school corporation with a percentage of students eligible to receive free or reduced price lunches that is higher than the statewide median percentage of students eligible to receive free or reduced price lunches, as determined by the department of education based upon the number of students in each school corporation who are eligible to receive free or reduced price lunches under the national school lunch program during the 2006-2007 school year, shall offer a program for all kindergarten students.

(3) Beginning with the 2009-2010 school year, each school corporation shall offer a program to all kindergarten students.

The above appropriations may not be used to provide full-day kindergarten in charter schools. To provide full-day kindergarten programs, a school corporation that determines there is inadequate space to offer a program in the school corporation's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation. A full-day kindergarten program offered by a school corporation must meet the academic standards and other requirements of IC 20."

- 1 Page 87, line 45, after "balances" insert **"and"**.
- 2 Page 87, line 47, delete "the costs incurred by each county for
- 3 child services".
- 4 Page 87, line 48, delete "(as defined in IC 12-19-7-1)".
- 5 Page 88, line 6, after "costs" insert **"payable from property**
- 6 **taxes (including cash balances and the proceeds of bonds or loans**
- 7 **payable from property taxes)"**.
- 8 Page 88, delete lines 8 through 9.
- 9 Page 88, line 10, delete "(as defined in IC 12-19-7-1)".
- 10 Page 88, line 14, after "costs" insert **"payable from property**
- 11 **taxes (including cash balances and the proceeds of bonds or loans**
- 12 **payable from property taxes)"**.
- 13 Page 88, delete line 16.
- 14 Page 88, between lines 41 and 42, begin a new line block
- 15 indented and insert:
- 16 **"Notwithstanding any other law, except as specifically authorized**
- 17 **in a law enacted by the general assembly after February 20, 2007,**
- 18 **no officer or agency of the state, including the property tax**
- 19 **replacement fund board, may make a distribution of money to**
- 20 **political subdivisions to replace revenue lost from the granting of**
- 21 **homestead credits under IC 6-1.1-20.9 and property tax**
- 22 **replacement credits under IC 6-1.1-21-5 on any schedule other**
- 23 **than the schedule specified in IC 6-1.1-21-10."**
- 24 Page 94, line 8, delete "." and insert **"and other projects as**
- 25 **specified."**.
- 26 Page 99, between lines 38 and 39, begin a new line block
- 27 indented and insert:
- 28 **"G. OTHER PROJECTS**
- 29 **MARTIN COUNTY 4-H BOARD**
- 30 **Build Indiana Fund (IC 4-30-17)**
- 31 **Martin County Community Building, 490**
- 32 **The above appropriation shall be paid from funds remaining after**
- 33 **the transfers required under IC 4-30-17-3.5.**
- 34 **DEPARTMENT OF NATURAL RESOURCES**
- 35 **Build Indiana Fund (IC 4-30-17)**
- 36 **Lake Shafer & Lake Freeman Drilling, 850,000**
- 37 **The above appropriation shall be paid from funds remaining after**
- 38 **the transfers required under IC 4-30-17-3.5.**
- 39 **DEPARTMENT OF CORRECTION**
- 40 **Postwar Construction Fund (IC 7.1-4-8-1)**
- 41 **Rockville Sewer Upgrade Serving the**
- 42 **Rockville Correctional Facility, 1,000,000".**
- 43 Page 119, between lines 23 and 24, begin a new paragraph and
- 44 insert:
- 45 **"SECTION 51. IC 6-1.1-11-9 IS AMENDED TO READ AS**
- 46 **FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]:**

1 Sec. 9. (a) Except as provided in subsection (b) of this section, all
 2 property otherwise subject to assessment under this article shall be
 3 assessed in the usual manner, whether or not it is exempt from taxation.

4 (b) **Except as provided in IC 6-1.1-21.3-5**, no assessment
 5 shall be made of property which is owned by the government of the
 6 United States, this state, an agency of this state, or a political
 7 subdivision of this state if the property is used, and in the case of real
 8 property occupied, by the owner."

9 Page 121, between lines 7 and 8, begin a new paragraph and
 10 insert:

11 "SECTION 54. IC 6-1.1-21.3 IS ADDED TO THE INDIANA
 12 CODE AS A NEW CHAPTER TO READ AS FOLLOWS
 13 [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]:

14 **Chapter 21.3. Payments in Lieu of Property Taxes**

15 **Sec. 1. As used in this chapter, "department" refers to the**
 16 **department of natural resources.**

17 **Sec. 2. As used in this chapter, "PILOT" refers to a**
 18 **payment in lieu of property taxes.**

19 **Sec. 3. A county is entitled to a PILOT from the**
 20 **department for land in the county that is:**

21 (1) owned or leased by the department on March
 22 1 of the previous year; and

23 (2) exempt from the payment of property taxes.

24 **Sec. 4. The department shall make a PILOT to each county**
 25 **that is entitled to receive a PILOT under section 3 of this chapter**
 26 **at the time the PILOT is due under section 7 of this chapter.**

27 **Sec. 5. (a) The township assessors shall assess the land**
 28 **described in section 3 of this chapter as though the land were not**
 29 **exempt from the payment of property taxes.**

30 **(b) The PILOT required to be paid for a year under section**
 31 **4 of this chapter for land described in section 3 of this chapter,**
 32 **regardless of how the land is used, equals the product of:**

33 (1) the assessed valuation of the land determined
 34 under subsection (a); and

35 (2) the net property tax rate (after application of
 36 the property tax replacement credit) in the taxing
 37 district in which the land is located for property
 38 taxes payable in the year in which the PILOT is
 39 payable.

40 **Sec. 6. (a) Not later than September 1 of each year, the**
 41 **auditor of state shall provide the township assessor of each**
 42 **township in which land described in section 3 of this chapter is**
 43 **located with a report of:**

44 (1) the number of acres of land described in
 45 section 3 of this chapter that are located in the
 46 township;

47 (2) the parcel numbers or key numbers of the land

referred to in subdivision (1); and

(3) any other information required by the department of local government finance.

(b) The auditor of state shall provide the report required by subsection (a):

(1) on a form prescribed by the department of local government finance; or

(2) with the consent of the department of local government finance, in an electronic format.

Sec. 7. A PILOT:

(1) is billed;

(2) is due;

(3) bears interest if unpaid; and

(4) is distributed to a political subdivision in a county;

in the same manner as ad valorem property taxes. A PILOT is otherwise treated in the same manner as an ad valorem property tax for purposes of the procedural and substantive provisions of law.

Sec. 8. The department of local government finance:

(1) shall prescribe a form for the report required under section 6 of this chapter; and

(2) may adopt standards for the reporting of information under section 6 of this chapter that are necessary to assist:

(A) townships;

(B) counties; and

(C) conservancy districts;

with the implementation of this chapter.

Sec. 9. (a) The PILOT transfer fund is established to provide money for the distributions for PILOTS made by the department under section 4 of this chapter. The auditor of state shall administer the fund.

(b) The expenses of administering the fund shall be paid from money in the fund.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

Sec. 10. There is annually appropriated from the state general fund to the PILOT transfer fund established by section 9 of this chapter the amount necessary to make the distributions required by this chapter.

Sec. 11. There is continuously appropriated from the PILOT transfer fund established by section 9 of this chapter an amount necessary to make the distributions required by this

chapter."

Page 123, between lines 41 and 42, begin a new paragraph and insert:

"SECTION 60. IC 6-8-12 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 12. Eligible Event; Exemption from Taxation

Sec. 1. As used in this chapter, "eligible entity" means the following:

(1) A nonprofit trade association under Section 501(c)(6) of the Internal Revenue Code known as the National Football League.

(2) Any corporation, partnership, limited liability company, or other entity owned or controlled by the entity described in subdivision (1).

(3) Any member club of the entity described in subdivision (1).

(4) Any nonprofit charitable organization affiliated with the entity described in subdivision (1).

Sec. 2. As used in this chapter, "eligible event" means an event known as the Super Bowl that is conducted by the entity described in section 1(1) of this chapter.

Sec. 3. All property owned by an eligible entity, revenues of an eligible entity, and expenditures and transactions of an eligible entity:

(1) in connection with an eligible event; and

(2) resulting from holding an eligible event in Indiana or making preparatory advance visits to Indiana in connection with an eligible event;

are exempt from taxation in Indiana for all purposes.

Sec. 4. The excise tax under IC 6-9-13 does not apply to an eligible event."

Page 124, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 62. IC 10-11-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 27. (a) The board shall categorize salaries of motor carrier inspectors within each rank based upon the rank held and the number of years of service in the department through the tenth year. The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10) increments above the base salary, with:

(1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and

(2) the highest salary in the rank paid to a person with at least ten (10) years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) The salary matrix prescribed by this section:

(1) shall be reviewed and approved by the budget agency before implementation; **and**

(2) **must include the job classifications of district coordinator and motor carrier zone coordinator.**

(d) ~~The money needed to fund the salaries resulting from the matrix prescribed by this section must come from the appropriation from the professional and technical equity fund."~~

Page 125, line 11, delete "on" and insert **"related to treatment and cure of"**.

Page 125, line 11, after "injuries" delete "related to the" and insert **", including"**.

Page 125, line 11, after "management" delete "and" and insert **", "**.

Page 125, line 12, delete "of spinal cord and head injuries and research related to" and insert **", rehabilitative techniques, and"**.

Page 126, line 8, delete "." and insert **"under this chapter."**.

Page 126, line 9, delete "." and insert **"under this chapter."**.

Page 126, line 12, after "chapter." insert **"For purposes of this subdivision the board may establish an independent scientific advisory panel composed of scientists and clinicians who are not members of the board to review proposals submitted to the board and make recommendations to the board. Collaborations are encouraged with other Indiana-based researchers as well as researchers located outside Indiana, including researchers in other countries."**

Page 131, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 82. IC 20-20-35 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 35. Prekindergarten Grant Pilot Program

Sec. 1. As used in this chapter, "eligible provider" means any of the following:

(1) School corporations.

(2) Any entity providing a prekindergarten program that is accredited by the National Association for the Education of Young Children.

However, the term does not include a charter school or an entity affiliated with a charter school.

Sec. 2. As used in this chapter, "pilot program" refers to the pilot program established under section 3 of this chapter.

1 **Sec. 3. (a) The department shall establish a pilot program**
 2 **to provide grants to eligible providers selected by the department**
 3 **to implement prekindergarten programs.**

4 **(b) The department shall administer the pilot program.**

5 **Sec. 4. (a) To be eligible for selection as a pilot program**
 6 **grant recipient, an eligible provider must do the following:**

7 **(1) Apply to the department for a grant, on forms**
 8 **provided by the department, and include a detailed**
 9 **description of the eligible provider's proposed**
 10 **prekindergarten program. The description must**
 11 **include at least the following information:**

12 **(A) An estimate of the number of students**
 13 **likely to participate.**

14 **(B) A description of the prekindergarten**
 15 **curriculum that will be instituted by the**
 16 **eligible provider. The prekindergarten**
 17 **curriculum must be consistent with the**
 18 **Foundations to the Indiana Academic**
 19 **Standards for Young Children (or**
 20 **successor standards adopted by the**
 21 **department of education).**

22 **(C) A description of how the curriculum of**
 23 **the proposed prekindergarten program**
 24 **aligns with existing programs and**
 25 **standards for students in kindergarten**
 26 **through grade 3.**

27 **(D) An estimate of the cost of**
 28 **implementing the prekindergarten**
 29 **program.**

30 **(2) Demonstrate a commitment by teachers,**
 31 **parents, and school administrators toward**
 32 **carrying out the proposed prekindergarten**
 33 **program.**

34 **(3) Comply with any other requirements set forth**
 35 **by the department.**

36 **(b) Subject to section 6 of this chapter, after review of the**
 37 **applications submitted under this section, the department shall do**
 38 **the following:**

39 **(1) Select the eligible providers that will**
 40 **participate in the pilot program.**

41 **(2) Provide grants to the eligible providers selected**
 42 **to participate in the pilot program.**

43 **(c) The education roundtable shall provide**
 44 **recommendations to the department concerning the criteria to be**
 45 **used by the department in selecting the eligible providers that will**
 46 **participate in the pilot program.**

47 **(d) The criteria to be used by the department in selecting**

the eligible providers that will participate in the pilot program must do the following:

(1) Include at least an evaluation of the following:

(A) The information submitted by the eligible provider under subsection (a).

(B) The coordination of the proposed prekindergarten program with local health services and social services.

(2) Take into consideration the requirements of section 6 of this chapter.

Sec. 5. A prekindergarten program that is part of the pilot program and is funded by a grant under this chapter:

(1) may serve only prekindergarten students who are at least four (4) years of age on September 1 of the school year; and

(2) may be a half-day or full-day program.

Sec. 6. The department shall:

(1) select a representative sample of eligible providers, determined through an application procedure, to participate in the pilot program;

(2) give priority to the selection of:

(A) lower performing school corporations; and

(B) private providers of prekindergarten programs located in areas served by lower performing school corporations; and

(3) to the extent possible, select eligible providers so that the pilot program will:

(A) achieve a geographic balance throughout Indiana;

(B) include urban, suburban, and rural eligible providers; and

(C) include both public eligible providers and private eligible providers.

Sec. 7. Subject to the approval of the department, an eligible provider participating in the pilot program may enter into a contract with an individual or a nonprofit entity for the operation and management of all or any part of a prekindergarten program funded by a grant under this chapter.

Sec. 8. Unexpended money appropriated to the department for the department's use in implementing the pilot program at the end of a state fiscal year does not revert to the state general fund but remains available to the department for the department's continued use under this chapter.

Sec. 9. The department shall adopt rules under IC 4-22-2 to implement this chapter. The rules must include the following:

(1) Minimum requirements concerning the

prekindergarten curriculum that must be used by an eligible provider participating in the pilot program. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).

(2) The maximum class size of a prekindergarten program funded by a grant under this chapter.

(3) A requirement that each class in a prekindergarten program funded by a grant under this chapter must be taught by a teacher who has any of the following:

(A) A prekindergarten teacher's license.

(B) An early childhood education teacher's license.

(C) A degree in early childhood education, child development, elementary education, or early childhood special education.

Sec. 10. (a) Each eligible provider that participates in the pilot program shall annually prepare a written report detailing all the pertinent information concerning the implementation of the pilot program, including any recommendations made and conclusions drawn from the pilot program. The eligible provider must submit the report to the department before July 1 of each year.

(b) Before November 1 of each year, the department shall submit a report to the governor and the general assembly on the pilot program. The report must include the following:

(1) Any conclusions and recommendations made by the department concerning prekindergarten programs.

(2) Information concerning the cost of expanding the pilot program statewide.

(3) A description of any social programs or health programs that could be provided efficiently with prekindergarten programs.

A report submitted under this subsection to the general assembly must be in an electronic format under IC 5-14-6.

(c) The department shall monitor the performance of students who participate in the pilot program as those students continue their education in elementary school.

Sec. 11. This chapter expires July 1, 2014.

SECTION 83. IC 20-23-14.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Chapter 14.5. Election of Governing Body Members in

Mishawaka

Sec. 1. In a school city established under IC 20-23-4 located in a city having a population of more than forty-six thousand five hundred (46,500) but less than fifty thousand (50,000), if a majority of the voters voting in the municipal election held on November 6, 2007, vote in favor of an elected school board, the governing body consists of a board of trustees of seven (7) members elected in the manner provided in this chapter.

Sec. 2. (a) For purposes of this section, a reference to a common council district of the city is a reference to the district as it existed on January 1, 2007.

(b) The city is divided into the following three (3) districts:

(1) District One consists of the first district of the common council and the second district of the common council.

(2) District Two consists of the third district of the common council and the fourth district of the common council.

(3) District Three consists of the fifth district of the common council and the sixth district of the common council.

Sec. 3. As used in this chapter, "district" refers to a district of the governing body established by section 2(b) of this chapter.

Sec. 4. Beginning with the general election held in November 2008, and every four (4) years thereafter, three (3) members of the governing body shall be elected by voters of the districts as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for a district seat is elected.

Sec. 5. (a) Beginning with the general election held in November 2008, and every four (4) years thereafter, one (1) member of the governing body shall be elected by all the voters of the school city as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for an at-large seat is elected.

(b) Beginning with the general election held in November 2010, and every four (4) years thereafter, three (3) members of the governing body shall be elected by all the voters of the school city as provided in this chapter. The three (3) candidates who receive the greatest number of votes among all candidates for an at-large seat are elected.

Sec. 6. Except as provided in this chapter, IC 3 applies to an election held under this chapter.

Sec. 7. The circuit court clerk shall prepare a separate ballot to be used for governing body elections. Candidates shall appear on the ballot in alphabetical order.

Sec. 8. (a) The term of a member of the governing body is

four (4) years, beginning on January 1 following the member's election.

(b) A member may be reelected."

Page 137, line 24, strike "SEVEN" and insert "TWO".

Page 137, lines 31, strike "The data to be used in making the calculations under STEP ONE".

Page 137, line 32, strike "must be the data from the 2000 federal decennial census."

Page 139, line 3, delete "greater" and insert "less".

Page 157, line 41, after "transfer." insert "**Notwithstanding any other law, no transfer to the counter-cyclical revenue and economic stabilization fund from any other fund may be made before July 1, 2009.**".

Page 157, line 42, strike "2007." and insert "**2009.**".

Page 161, line 40, delete "Indiana arts commission" and insert "**department of natural resources and the department of agriculture**".

Page 162, line 35, delete "\$2,250,000" and insert "**(\$1,250,000) for the biennium**".

Page 163, line 13, delete "\$19,000,000" and insert "**\$27,000,000**".

Page 163, between lines 19 and 20, begin a new line and insert:

"Indiana State University - Life	
Sciences/Chemistry	
Laboratory Renovations	14,800,000
Ball State University-Central Campus	
Academic Project	30,000,000

Page 164, line 7, after "public." insert "**The foregoing project is eligible for fee replacement appropriations beginning after June 30, 2009.**".

Page 165, line 9, after "that" insert "**are part of the total county tax levy (as defined in IC 6-1.1-21-2) and**".

Page 165, line 9, after "2008" insert "**and 2009**".

Page 165, line 10, delete "." and insert "**for the particular year.**".

Page 165, line 11, after "2008," insert "**and March 1, 2009,**".

Page 165, line 12, after "a county" insert "**fifty percent (50%) of**".

Page 165, line 24, delete "2007." and insert "**2008.**".

Page 166, between lines 1 and 2, begin a new paragraph and insert:

SECTION 172. [EFFECTIVE UPON PASSAGE] (a) A payment in lieu of taxes is first due under IC 6-1.1-21.3, as added by this act, on May 1, 2008.

(b) In cooperation with the auditor of state, the department

1 of local government finance shall, not later than August 1, 2007,
 2 prescribe a form for the auditor of state to report the information
 3 needed to carry out IC 6-1.1-21.3-6, as added by this act.

4 (c) This SECTION expires January 1, 2009.

5 SECTION 173. [EFFECTIVE JULY 1, 2007] (a) This
 6 SECTION applies only if a majority of the voters voting in the
 7 municipal election referred to in IC 20-23-14.5-1, as added by this
 8 act, vote in favor of an elected school board.

9 (b) As used in this SECTION, "governing body" refers to
 10 the governing body of the school city.

11 (c) As used in this SECTION, "school city" refers to a
 12 school city described in IC 20-23-14.5-1, as added by this act.

13 (d) Notwithstanding any other law, the term of a member
 14 of the governing body serving on June 30, 2008, expires January 1,
 15 2009.

16 (e) Notwithstanding 20-23-14.5-5, as added by this act, all
 17 at-large members of the governing body shall be elected at the
 18 November 2008 general election. Notwithstanding IC 20-23-14.5-8,
 19 as added by this act, the term of each of the three (3) at-large
 20 members of the governing body elected who receive the fewest
 21 number of votes among the at-large members elected expires
 22 January 1, 2011. The successors of these members shall be elected
 23 at the November 2010 general election and serve a four (4) year
 24 term as provided in IC 20-23-14.5-8, as added by this act.

25 (f) This SECTION expires January 1, 2015.

26 SECTION 174. [EFFECTIVE JULY 1, 2007] (a) The circuit
 27 court clerk of St. Joseph County shall cause the following public
 28 question to be placed on the ballot in the school city of Mishawaka
 29 at the municipal election held on November 6, 2007:

30 "Shall the board of trustees of the school city of
 31 Mishawaka be elected, beginning with the
 32 November 6, 2008, general election?"

33 (b) IC 3 governs this SECTION.

34 (c) This SECTION expires January 1, 2009.

35 SECTION. 175. [EFFECTIVE JULY 1, 2007] (a) The
 36 purpose of this SECTION is to eliminate the accrued payment
 37 delay balances to state educational institutions and IHETS and the
 38 Indiana commission for higher education that were created
 39 because of the distribution of eleven-twelfths (11/12) of the
 40 budgeted amount in the state fiscal year ending June 30, 2002, and
 41 a continuation of the practice of delayed payments in subsequent
 42 state fiscal years through the state fiscal year ending June 30, 2005.

43 (b) The following definitions apply throughout this section:

44 (1) "IHETS" refers to the Indiana higher
 45 education telecommunications system.

46 (2) "State educational institution" has the meaning
 47 set forth in IC 20-12-0.5-1.

(c) There is appropriated to the budget agency sixty-two million, fifty-six thousand, eight hundred fifty-four dollars (\$62,056,854) from the state general fund for its use for general repair and rehabilitation or for repair and rehabilitation of dormitories or other student housing of state educational institutions, beginning July 1, 2007, and ending June 30, 2009 as follows:

INDIANA UNIVERSITY - TOTAL SYSTEM	
General Repair and Rehab	24,343,840
PURDUE UNIVERSITY - TOTAL SYSTEM	
General Repair and Rehab	17,189,072
INDIANA STATE UNIVERSITY	
General Repair and Rehab	4,304,740
UNIVERSITY OF SOUTHERN INDIANA	
General Repair and Rehab	1,612,030
BALL STATE UNIVERSITY	
General Repair and Rehab	6,678,810
VINCENNES UNIVERSITY	
General Repair and Rehab	1,804,222
IVY TECH COMMUNITY COLLEGE	
General Repair and Rehab	6,124,142

(d) Notwithstanding P.L.246-2005, SECTION 32, the budget agency shall distribute to a state educational institution after June 30, 2007, and before July 1, 2009, the amount appropriated to the state educational institution under subsection (c). The distributions under subsection (c) shall be made as follows:

(1) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2007, and before July 1, 2008, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(2) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2008, and before July 1, 2009, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(3) Each distribution shall be separately allotted.

(e) An appropriation under subsection (c) is in addition to the appropriations for general repair and rehabilitation made in P.L.246-2005, SECTION 32, or any other law. Notwithstanding any other law, an appropriation under subsection (c) does not revert to the general fund under IC 4-13-2-19.

(f) The amount appropriated under subsection (c), when distributed to a state educational institution, shall be treated as reducing any claim that the total system of the state educational institution has to one-twelfth (1/12) of the amount budgeted for the state educational institution in all line items in HEA 1001-2003,

1 **SECTION 9, for the state fiscal year ending June 30, 2005. Subject**
 2 **to subsection (g), the amount of the claim reduction for each state**
 3 **educational institution is equal to the amount distributed to the**
 4 **state educational institution. The amount of the claim reduction for**
 5 **the entire system, and the amount apportioned for each institution**
 6 **individually, shall be computed by the budget agency. The budget**
 7 **agency makes the final determination.**

8 **(g) An amount appropriated under subsection (c), when**
 9 **distributed to Indiana University, shall be treated as reducing any**
 10 **claim that IHETS has to one-twelfth (1/12) of the amount budgeted**
 11 **for IHETS in all line items in HEA 1001-2003, SECTION 9, for the**
 12 **state fiscal year ending June 30, 2005. The amount of the claim**
 13 **reduction is a part of the amount distributed to Indiana University**
 14 **- Total System apportioned as determined by the budget agency.**

15 **(h) Amounts appropriated under subsection (c) shall be**
 16 **treated as reducing any claim to zero dollars (\$0) that the Indiana**
 17 **commission for higher education has to one-twelfth (1/12) of the**
 18 **amount budgeted for the Indiana commission for higher education**
 19 **in all line items in HEA 1001-2003, SECTION 9, for the state fiscal**
 20 **year ending June 30, 2005.**

21 **SECTION 176. [EFFECTIVE JULY 1, 2007] There is**
 22 **appropriated from the state general fund to Ivy Tech Community**
 23 **College one million six hundred thousand dollars (\$1,600,000) for**
 24 **the purpose of making lease payments for the Portage Campus**
 25 **beginning July 1, 2008, and ending June 30, 2009. Any**
 26 **unencumbered amount from the appropriation under this**
 27 **SECTION remaining at the end of a state fiscal year does not**
 28 **revert to the state general fund but remains available for the**
 29 **purposes of the appropriation in subsequent state fiscal years."**

30 Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2007.)

Representative Crawford